## **BOARD OF ZONING APPEALS**

CITY OF MILWAUKEE

REGULAR MEETING - April 14, 2016 City Hall, Common Council Committee Room 301-A

## **MINUTES**

PRESENT:

**Chairwoman:** Catherine M. Doyle (*voting on items 35 – 54*)

**Members:** Henry Szymanski (voting on items 1 - 54)

Jewel Currie (voting on items 1-54) Jennifer Current (voting on items 1-54) Eric Lowenberg (voting on items 1-54)

**Alt. Board Members:** Karen D. Dardy (voting on items 1 - 34)

Erik Richardson (Excused)

START TIME: 4:05 p.m. END TIME: 7:29 p.m.

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type                | <u>Description</u>   | Premises Address/Ald. Dist.                     |
|---------------------------|---------------------------------------|--|---|
| 1                         | BZZA-16-00101<br>Dimensional Variance | Matt Talbot Recovery Services, Inc.,<br>Property Owner   | 429 W Uncas AV<br>Ald. District 13              |
|                           |                                       | Request to erect a front yard fence that exceeds the m 6 ft.)  | aximum allowed height (Allowed 4 ft. / proposed |
|                           | Action:                               | Adjourned  |   |
|                           | Motion:                               | This matter has been adjourned at the request of the applicant and will be rescheduled for the next available hearing. |   |
|                           | Vote:                                 | u, unacio neumg.   |   |
|                           | Conditions of Approval:               |  |   |

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type       | <u>Description</u>  | Premises Address/Ald. Dist.   |
|---------------------------|------------------------------|---|---|
| 2                         | BZZA-16-00051<br>Special Use | J.R. Gas and Convenience Store, LLC,<br>Lessee  | 2008 W CENTER ST<br>Ald. District 15  |
|                           |                              | Request to continue occupying the premises as a m   | otor vehicle filling station (this is a new operator)   |
|                           | Action:                      | Granted   |   |
|                           | Motion:                      | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.   |   |
|                           | Vote:                        | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |   |
|                           | Conditions of Approval:      | 1. That the building and premises shall, in all other respects, comply with applicable building and zoning or regulations.  |   |
|                           |                              | 2. That any permits required to execute the approved plan   | s be obtained within one (1) year of the date hereof.   |
|                           |                              | 3. That the Plan of Operation and all plans as submitted to   | the Board, be fully complied with and maintained.   |
|                           |                              | 4. That the applicant does not have outdoor storage or dis  | play of products or merchandise.  |
|                           |                              | 5. That the applicant has no outdoor banners or other adversaccording to the requirements of a sign permit.   | ertising except signage that has been approved and installed  |
|                           |                              | 6. That no prohibited signage be displayed at the location  | per code section 295-407-9.   |
|                           |                              | 7. That the applicant has no outdoor storage of auto parts,   | tires, nuisance vehicles or other junk and debris.  |
|                           |                              | 8. That this use not operate between the hours of Midnigh obtained from the Common Council of the City of Milwauke  | at and 5:00 A.M. unless a 24-hour Establishment license is the per s. 84-7 of the Milwaukee code of ordinances. |
|                           |                              | 9. That site illumination must meet the lighting standards  | of s295-409 of the Milwaukee Zoning Code.   |
|                           |                              | 10. That no additional signage may be erected on the site u Milwaukee Zoning Code.  | nless it meets the signage standards of s.295-605 of the  |
|                           |                              | 11. That landscaping and screening is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Co Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement. |   |
|                           |                              | 12. That the petitioner take all measures necessary to control but not limited to, hiring private personnel if necessary.   |   |
|                           |                              | 13. That glass tubes (i.e. type associated with individually paraphernalia as defined by S.106-36 of the Milwaukee Code Statutes not be sold on the premises.   |   |
|                           |                              | 14. That this Special Use is granted for a period of ten (10)   | years, commencing with the date hereof.   |
| 3                         | BZZA-16-00054<br>Special Use | Christian Community Independence Center,<br>Lessee  | 2487 W FOND DU LAC AV<br>Ald. District 15   |
|                           |                              | Request to continue occupying the premises as a re  | ligious assembly hall (this is a new operator)  |
|                           | Action:                      | Adjourned   |   |
|                           | Motion:                      | This matter has been adjourned at the request of sta  | aff and will be rescheduled for the next available  |
|                           | Vote:                        | hearing.  |   |
|                           |                              |   |   |

| <u>Item</u><br><u>No.</u> | Case No./ Case Type                                    | <u>Description</u>   | Premises Address/Ald. Dist.                               |  |
|---------------------------|--|--|---|--|
| 4                         | BZZA-16-00057<br>Dimensional Variance, Use<br>Variance | London Square Apartment Homes, LLC,<br>Property Owner  | 2101 W GALENA ST<br>Ald. District 15                      |  |
|                           |  | Request to continue to allow 2 freestanding sign that exceed the total number allowed, exceed the maximum allowed area, and are internally illuminated |   |  |
|                           | Action:  | Granted  |   |  |
|                           | Motion:  | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.  |   |  |
|                           | Vote:  | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.  |   |  |
|                           | Conditions of Approval:                                | 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.                           |   |  |
|                           |  | 2. That any permits required to execute the approved   | plans be obtained within one (1) year of the date hereof. |  |
|                           |  | 3. That the Plan of Operation and all plans as submitt   | ted to the Board, be fully complied with and maintained.  |  |
| 4. Th                     |  | 4. That this Use Variance and Dimensional Variance are granted to run with the land.   |   |  |
| 5                         | BZZA-16-00068<br>Use Variance                          | ACTS, CDC,<br>Prospective Buyer  | 2414 W VLIET ST<br>Ald. District 15                       |  |
|                           |  | Request to occupy the premises as a general office   |   |  |
|                           | Action:  | Granted  |   |  |
|                           | Motion:  | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.  |   |  |
|                           | Vote:  | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.  |   |  |
|                           | Conditions of Approval:                                | 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.                           |   |  |
|                           |  | 2. That any permits required to execute the apprdate hereof.   | roved plans be obtained within one (1) year of the        |  |
|                           |  | 3. That the Plan of Operation and all plans as su maintained.  | abmitted to the Board, be fully complied with and         |  |
|                           |  | A That the applicant has no outdoor hanners or   | other advertising execut signeds that has been            |  |

- That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- That no prohibited signage be displayed at the location per code section 295-407-9.
- That the applicant submit the hours of operation to the board once the offices are open for business.
- That within 60 days of Board approval of the special use the petitioner must meet with the Zoning Administration Group staff to evaluate the feasibility of landscaping the parking lot located on the east side of this parcel. The Zoning Administration Group staff may require that a landscape plan that attempts to meet the intent of City code by submitted and implemented.
- 8. That this Use Variance is granted for a period of fifteen (15) years, commencing with the date hereof.

| <u>tem</u><br>No. | Case No./<br>Case Type                                | <u>Description</u>  | Premises Address/Ald. Dist.                                 |
|-------------------|---|---|---|
|                   | BZZA-16-00069<br>Dimensional Variance, Special<br>Use | God's Pleasant Community Church,<br>Property Owner  | 1806 W CENTER ST<br>Ald. District 15                        |
|                   |   | Request to continue occupying the premises as a rel minimum required number of parking spaces   | igious assembly hall that does not meet the                 |
|                   | Action:   | Granted   |   |
|                   | Motion:   | Eric Lowenberg moved to grant the appeal. Seconde   | ed by Jewel Currie.   |
|                   | Vote:   | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |   |
|                   | Conditions of Approval:                               | That the building and premises shall, in all other respects, co   | omply with applicable building and zoning code regulations. |
|                   |   | 2. That any permits required to execute the approved plans be   | obtained within one (1) year of the date hereof.            |
|                   |   | 3. That the Plan of Operation and all plans as submitted to the   | Board, be fully complied with and maintained.               |
|                   |   | 4. That the applicant has no outdoor banners or other advertisi according to the requirements of a sign permit.   | ng except signage that has been approved and installed      |
|                   |   | 5. That no prohibited signage be displayed at the location per code section 295-407-9.  |   |
|                   |   | 6. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but no limited to, hiring private personnel if necessary. |   |
|                   |   | 7. That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.  |   |
|                   |   | 8. That this Special Use and Dimensional Variance are granted hereof.   | d for a period of ten (10) years, commencing with the date  |
|                   | BZZA-16-00074<br>Special Use                          | Asha Family Services, Inc.,<br>Lessee   | 3719 W CENTER ST<br>Ald. District 15                        |
|                   |   | Request to continue occupying the premises as a soc   | cial service facility                                       |
|                   | Action:   | Granted   |   |
|                   | Motion:   | Eric Lowenberg moved to grant the appeal. Seconde   | ed by Jewel Currie.   |
|                   | Vote:   | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |   |
|                   | Conditions of Approval:                               | 1. That the building and premises shall, in all other zoning code regulations.  | er respects, comply with applicable building and            |
|                   |   | 2. That any permits required to execute the approdute hereof.   | ved plans be obtained within one (1) year of the            |
|                   |   | 2 77 1 71 60 1 1 1  |   |

maintained.

7

That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and

That the applicant has no outdoor banners or other advertising except signage that has been

That the petitioner take all measures necessary to control litter, loitering, and loud noise on the

That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.

That no prohibited signage be displayed at the location per code section 295-407-9.

approved and installed according to the requirements of a sign permit.

premises, including, but not limited to, hiring private personnel if necessary.

| <u>Item</u><br><u>No.</u> | <u>Case No./</u><br><u>Case Type</u> | <u>Description</u>  | Premises Address/Ald. Dist.                      |
|---------------------------|--------------------------------------|---|--|
| 8                         | BZZA-16-00075<br>Special Use         | AJJ Petroleum,<br>Lessee  | 905 W CENTER ST<br>Ald. District 15              |
|                           |                                      | Request to continue occupying the premises as a mo  | tor vehicle filling station                      |
|                           | Action:                              | Adjourned   |  |
|                           | Motion:                              | This matter has been adjourned at the request of an inext available hearing.                                  | nterested party and will be rescheduled for the  |
|                           | Vote:                                | next available nearing.   |  |
|                           | Conditions of Approval:              |   |  |
| 9                         | BZZA-16-00056<br>Use Variance        | Aldi Inc. (Wisconsin),<br>Property Owner  | 5301 N HOPKINS ST<br>Ald. District 1             |
|                           |                                      | Request to continue occupying the premises as a gen   | neral retail establishment                       |
|                           | Action:                              | Adjourned   |  |
|                           | Motion:                              | This matter has been adjourned at the request of an inext available hearing.                                  | nterested party and will be rescheduled for the  |
|                           | Vote:                                | next available nearing.   |  |
|                           | Conditions of Approval:              |   |  |
| 10                        | BZZA-16-00059<br>Special Use         | Kent Kaiser,<br>Property Owner  | 6944 N TEUTONIA AV<br>Ald. District 1            |
|                           |                                      | Request to continue occupying the premises as a gro<br>and sales facility, outdoor salvage operation, and out |  |
|                           | Action:                              | Adjourned   |  |
|                           | Motion:                              | This matter has been adjourned at the request of staf-<br>hearing.  | f and will be rescheduled for the next available |
|                           | Vote:                                | nearing.  |  |
|                           | Conditions of Approval:              |   |  |

| <u>Item</u><br><u>No.</u> | Case No./ Case Type          | <b>Description</b>   | Premises Address/Ald. Dist.                      |
|---------------------------|------------------------------|--|--|
| 11                        | BZZA-16-00079<br>Special Use | House of Angels Childcare & Learning Center,<br>LLC,<br>Lessee                                       | 5250 N 35TH ST<br>Ald. District 1                |
|                           |                              | Request to continue occupying the premises as a day years of age, operating Monday - Friday 6:00 a.m | •  |
|                           | Action:                      | Granted  |  |
|                           | Motion:                      | Eric Lowenberg moved to grant the appeal. Seconde  | ed by Jewel Currie.                              |
|                           | Vote:                        | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.  |  |
|                           | Conditions of Approval:      | 1. That the building and premises shall, in all other zoning code regulations.                       | er respects, comply with applicable building and |

date hereof.

That the Plan of Operation and all plans as submitted to the Board, be fully complied with and 3.

2. That any permits required to execute the approved plans be obtained within one (1) year of the

- maintained. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the
- premises, including, but not limited to, hiring private personnel if necessary.
- That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- That no prohibited signage be displayed at the location per code section 295-407-9.
- That the facility does not exceed the capacity established by the State Department of Children and Families.
- That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.
- That the outdoor play area is not utilized before 9:00 A.M. or after 8:00 P.M.
- 10. That the applicant applies for a loading zone on North 35th Street within thirty (30) days. Please contact Mr. Joe Halvorson at 414-286-8677 to apply for or to renew, if necessary, the loading zone.
- 11. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Case No./</u><br><u>Case Type</u> | <u>Description</u>  | Premises Address/Ald. Dist.                     |
|--------------------------------------|---|---|
| BZZA-16-00091<br>Special Use         | Kids R Kreative,<br>Lessee  | 5219 W VILLARD AV<br>Ald. District 1            |
|                                      | Request to continue occupying the premises as a day care center for 35 per shift infant - 12 years age, operating Monday - Saturday 6:00 a.m midnight |   |
| Action:                              | Granted   |   |
| Motion:                              | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.   |   |
| Vote:                                | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |   |
| Conditions of Approval:              | 1. That the building and premises shall, in all othe zoning code regulations.   | r respects, comply with applicable building and |

date hereof.

<u>Item</u> <u>No.</u> 12

3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.

2. That any permits required to execute the approved plans be obtained within one (1) year of the

- 4. That the facility does not exceed the capacity established by the State Department of Children and Families.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That no prohibited signage be displayed at the location per code section 295-407-9.
- 7. That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.
- 8. That the outdoor play area is not utilized before 9:00 A.M. or after 8:00 P.M.
- 9. That the storefront windows remain as transparent glass per s295-605-2-i-3-c of the Milwaukee Code of Ordinances and are maintained in an attractive manner.
- 10. That the applicant maintains the loading zone on West Villard Avenue. Please contact Mr. Joe Halvorson at 414-286-8677 to renew, if necessary, the loading zone.
- 11. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Item</u><br><u>No.</u> | Case No./ Case Type                   | <u>Description</u>   | Premises Address/Ald. Dist.                           |
|---------------------------|---------------------------------------|--|---|
| 13                        | BZZA-16-00055<br>Dimensional Variance | Teen Challenge Wisconsin,<br>Property Owner  | 5333 N 91ST ST<br>Ald. District 2                     |
|                           |                                       | Request to construct a building that exceeds the max 137 ft.)  | imum allowed setback (Required 15 ft. / Proposed      |
|                           | Action:                               | Granted  |   |
|                           | Motion:                               | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.  |   |
|                           | Vote:                                 | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.  |   |
|                           | Conditions of Approval:               | 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.   |   |
|                           |                                       | 2. That any permits required to execute the approved plans   | s be obtained within one (1) year of the date hereof. |
|                           |                                       | 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  |   |
|                           |                                       | 4. That the applicant does not have outdoor storage or display of products or merchandise.   |   |
|                           |                                       | 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.  |   |
|                           |                                       | 6. That no prohibited signage be displayed at the location per code section 295-407-9.   |   |
|                           |                                       | 7. That the petitioner obtains an occupancy certificate by having all required inspections, complies with current State commercial building code and complies with all zoning conditions and building code requirements prior to occupancy.  |   |
|                           |                                       | 8. That the submitted landscape and screening plans are revised to meet the intent of city code section 295-405. Specifically the revised plan must contain a second row of shrubs along the street frontage and contain an opaque fence along the north property line. The revised plan must be submitted to and approved by the Plan Examination section of the Milwaukee Development Center prior to the issuance of any permits. |   |
|                           |                                       | 9. That landscaping and screening in accordance with an approved landscape plan is implemented within 90 days of occupancy and is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement.   |   |
|                           |                                       | 10. That the property owner record an easement with the Milwaukee County Register of Deeds granting vehicular access to the premises from 9246 West Appleton Avenue.   |   |
|                           |                                       | 11. That this Dimensional Variance is granted to run with the  | ne land.  |
| 14                        | BZZA-16-00081<br>Dimensional Variance | Benny Germanski,<br>Property Owner   | 3321 N OAKLAND AV<br>Ald. District 3                  |
|                           |                                       | Request to occupy the premises as a two-family dwelling that does not meet the minimum required lot area per dwelling unit (required 2,400 sq.ft. / proposed 1,800 sq.ft.)   |   |
|                           | Action:                               | Adjourned  |   |
|                           | Motion:                               | This matter has been adjourned at the request of an next available hearing.  | interested party and will be rescheduled for the      |
|                           | Vote:                                 |  |   |
|                           |                                       |  |   |

| Item<br>No.   | Case No./ Case Type           | <u>Description</u>   | Premises Address/Ald. Dist.                             |  |
|---|-------------------------------|--|---|--|
| 15  | BZZA-16-00089<br>Use Variance | William Stevens,<br>Lessee   | 7007 N 115TH ST<br>Ald. District 5                      |  |
|   | Action:                       | Request to occupy a portion of the premises as a contractor's shop and contractor's yard Granted   |   |  |
|   | Motion:                       | Eric Lowenberg moved to grant the appeal. Seconde  | d by Jewel Currie.                                      |  |
|   | Vote:                         | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.  |   |  |
|   | Conditions of Approval:       | 1. That the building and premises shall, in all other response regulations.  | ects, comply with applicable building and zoning code   |  |
|   |                               | 2. That any permits required to execute the approved pla   | ans be obtained within one (1) year of the date hereof. |  |
|   |                               | 3. That the Plan of Operation and all plans as submitted   | to the Board, be fully complied with and maintained.    |  |
|   |                               | <ul> <li>4. That all areas used for parking follow the standards set in 295-403-3-b of the Milwaukee Code of Ordinances.</li> <li>5. That the applicant has no outdoor banners or other advertising except signage that has been approved installed according to the requirements of a sign permit.</li> </ul> |   |  |
|   |                               |  |   |  |
|   |                               | 6. That no prohibited signage be displayed at the location   | n per code section 295-407-9.                           |  |
|   |                               | 7. That this Use Variance is granted for a period of ten (   | 10) years, commencing with the date hereof.             |  |
| 16  | BZZA-16-00094<br>Use Variance | Three Sisters Landscaping,<br>Lessee   | 7007 N 115TH ST<br>Ald. District 5                      |  |
|   |                               | Request to occupy a portion of the premises as a con   | tractor's shop  |  |
|   | Action:                       | Granted  |   |  |
|   | Motion:                       | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.  |   |  |
|   | Vote:                         | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.  |   |  |
| Conditions of Approval:  1. That the building and premises shall, in all other respects, comply various code regulations. |                               | r respects, comply with applicable building and  |   |  |
|   |                               | 2. That any permits required to execute the approved the hereof.   | ed plans be obtained within one (1) year of the         |  |

- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That all areas used for parking follow the standards set in 295-403-3-b of the Milwaukee Code of Ordinances.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That no prohibited signage be displayed at the location per code section 295-407-9.
- 7. That all repair work is conducted inside the building.
- 8. That this Use Variance is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type       | <u>Description</u>  | Premises Address/Ald. Dist.        |
|---------------------------|------------------------------|---|------------------------------------|
| 17                        | BZZA-16-00028<br>Special Use | Kal Service,<br>Lessee  | 232 W LOCUST ST<br>Ald. District 6 |
|                           | Action:                      | Request to continue occupying the premises as a mo                | tor vehicle filling station        |
|                           | Motion:                      | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Curri |                                    |
|                           | Vote:                        | 4 Ayes, 0 Nays, 1 H Szymanski Abstained.                          |                                    |

- 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.
- 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.
- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant does not have outdoor storage or display of products or merchandise.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That no prohibited signage be displayed at the location per code section 295-407-9.
- 7. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 8. That this use not operate between the hours of Midnight and 5:00 A.M. unless a 24-hour Establishment license is obtained from the Common Council of the City of Milwaukee per s. 84-7 of the Milwaukee code of ordinances.
- 9. That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.
- 10. That landscaping and screening is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement.
- 11. That glass tubes (i.e. type associated with individually sold flowers) and any other item deemed to be drug paraphernalia as defined by S.106-36 of the Milwaukee Code of Ordinances or Section 961.571 of the Wisconsin State Statutes not be sold on the premises.
- 12. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Case No./</u><br><u>Case Type</u> | <u>Description</u>  | Premises Address/Ald. Dist.           |
|--------------------------------------|---|---------------------------------------|
| BZZA-16-00082<br>Special Use         | Jerome Johnson,<br>Property Owner   | 3607 N RICHARDS ST<br>Ald. District 6 |
|                                      | Request to continue occupying the premises as a motor vehicle repair facility |                                       |
| Action:                              | Granted   |                                       |
| Motion:                              | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.           |                                       |
| Vote:                                | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.                                     |                                       |
| Conditions of Approval:              | 1. That the building and premises shall, in all other                         | er respects, comply with applicable   |

Item

18

- le building and zoning code regulations.
- 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.
- That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris.
- That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- That no prohibited signage be displayed at the location per code section 295-407-9.
- That all repair work is conducted inside the building.
- That a Recycling, Salvaging, or Towing Premises License must be obtained, City Clerk License Division, by any person, who in the course of normal business activities, generates or removes 25 or more waste tires per calendar year.
- That signage must meet the signage standards of s.295-805 of the Milwaukee Zoning Code.
- 10. That landscaping and screening is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement.
- 11. That no work on or storage of vehicles occurs in the public right-of-way.
- 12. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Item</u><br><u>No.</u> | Case No./ Case Type          | <u>Description</u>  | Premises Address/Ald. Dist.                                     |
|---------------------------|------------------------------|---|---|
| 19                        | BZZA-16-00080<br>Special Use | Keith Newson,<br>Property Owner   | 4206 W CAPITOL DR<br>Ald. District 7                            |
|                           |                              | Request to continue occupying the premises as a rel   | igious assembly hall  |
|                           | Action:                      | Granted   |   |
|                           | Motion:                      | Eric Lowenberg moved to grant the appeal. Seconde   | ed by Jewel Currie.   |
|                           | Vote:                        | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |   |
|                           | Conditions of Approval:      | <ol> <li>That the building and premises shall, in all other respects, comply with applicable building and z<br/>regulations.</li> </ol>   |   |
|                           |                              | 2. That any permits required to execute the approved plans  | s be obtained within one (1) year of the date hereof.           |
|                           |                              | 3. That the Plan of Operation and all plans as submitted to   | the Board, be fully complied with and maintained.               |
|                           |                              | 4. That the petitioner take all measures necessary to control but not limited to, hiring private personnel if necessary.  | l litter, loitering, and loud noise on the premises, including, |
|                           |                              | <ol> <li>That the applicant has no outdoor banners or other advertising except signage that has been approved and according to the requirements of a sign permit.</li> <li>That no prohibited signage be displayed at the location per code section 295-407-9.</li> <li>That the storefront windows remain as transparent glass per s295-605-2-i-3-c of the Milwaukee Code of Ordand are maintained in an attractive manner.</li> </ol> |   |
|                           |                              |   |   |
|                           |                              |   |   |
|                           |                              | 8. That signage must meet the signage standards of s.295-6  | 505 of the Milwaukee Zoning Code.                               |
|                           |                              | 9. That this Special Use is granted for a period of ten (10)  | years, commencing with the date hereof.                         |
| 20                        | BZZA-16-00104<br>Special Use | Steven and Susie Anders,<br>Property Owner  | 3359 N 25TH ST<br>Ald. District 7                               |
|                           |                              | Request to continue occupying the premises as a gro   | oup home for 8 occupants  |
|                           | Action:                      | Granted   |   |
|                           | Motion:                      | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.   |   |
|                           | Vote:                        | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |   |
|                           | Conditions of Approval:      | 1. That the building and premises shall, in all other respects, comply with applicable building and zo code regulations.  |   |
|                           |                              | 2. That any permits required to execute the approved hereof.  | l plans be obtained within one (1) year of the date             |

- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 5. That no prohibited signage be displayed at the location per code section 295-407-9.
- 6. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 7. That a contact name and phone number be provided to the Board office within 30 days of the issuance of this written decision.
- 8. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Item</u><br>No. | Case No./<br>Case Type           | <u>Description</u>                                   | Premises Address/Ald. Dist.                     |
|--------------------|----------------------------------|--|---|
| 21                 | BZZA-15-0034203-H<br>Special Use | Mandeep Dhawan,<br>Property Owner                    | 3510 W Lincoln Av<br>Ald. District 8            |
|                    |                                  | Request to add outdoor storage to the Board-approve  | ed motor vehicle filling station and car wash   |
|                    | Action:                          | Granted  |   |
|                    | Motion:                          | Eric Lowenberg moved to grant the appeal. Seconde    | d by Jewel Currie.                              |
|                    | Vote:                            | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.            |   |
|                    | Conditions of Approval:          | 1. That the building and premises shall, in all othe | r respects, comply with applicable building and |

zoning code regulations.

date hereof.3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and

2. That any permits required to execute the approved plans be obtained within one (1) year of the

- maintained.
- 4. That the items stored outside are limited to the materials listed in the plan of operation submitted to the board on February 16, 2016.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That no prohibited signage be displayed at the location per code section 295-407-9.
- 7. That no additional signage may be erected on the site unless it meets the signage standards of s.295-605 of the Milwaukee Zoning Code.
- 8. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 9. That glass tubes (i.e. type associated with individually sold flowers) and any other item deemed to be drug paraphernalia as defined by S.106-36 of the Milwaukee Code of Ordinances or Section 961.571 of the Wisconsin State Statutes not be sold on the premises.
- 10. That site illumination must meet the lighting standards of s.295-409 of the Milwaukee Zoning Code.
- 11. That the petitioner shall implement and maintain landscaping and screening in accordance with the landscape plan submitted to the Department of City Development in September of 2000. Specifically that the petitioner plant additional trees and shrubs and replace dying shrubs in order to be in compliance with the landscape plan.
- 12. That this Special Use is granted for a period of time commencing with the date hereof, and expiring on July 30, 2024.

| Item<br>No. | Case No./ Case Type   | <u>Description</u>  | Premises Address/Ald. Dist.                           |
|-------------|---|---|---|
| 22          | BZZA-16-00027<br>Special Use  | Granville Preparatory Academy,<br>Lessee  | 8225 N 107TH ST<br>Ald. District 9                    |
|             |   | Request to continue occupying the premises as a day years of age, operating Monday - Friday 5:00 a.m  |   |
|             | Action:   | Granted  Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.  |   |
|             | Motion:   |   |   |
|             | Vote:   | 4 Ayes, 0 Nays, 1 H Szymanski Abstained.  |   |
|             | Conditions of Approval:  1. That the building and premises shall, in all other respects, comply with applicable building regulations. |   | ects, comply with applicable building and zoning code |
|             |   | 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.  |   |
|             |   | 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.   |   |
|             |   | 4. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.   |   |
|             |   | 5. That no prohibited signage be displayed at the location per code section 295-407-9.  |   |
|             |   | 6. That the facility does not exceed the capacity established by the State Department of Children and Families.   |   |
|             |   | 7. That signage must meet the signage standards of s.29.  | 5-605 of the Milwaukee Zoning Code.                   |
|             |   | 8. That the outdoor play area is not utilized before 9:00 A.M. or after 8:00 P.M.   |   |
|             |   | 9. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.  |   |
| 23          | BZZA-16-00098<br>Special Use  | Falling Into Loving Arms Childcare & Preschool LLC,<br>Lessee   | 7945 N 76TH ST<br>Ald. District 9                     |
|             |   | Request to increase the hours of operation from Monday - Saturday 5:30 a.m midnight to Monday - Sunday 5:30 a.m 1:00 a.m. for the Board-approved day care center for 115 children per shift infant - 13 years of age (this is a new operator) |   |
|             | Action:   | Adjourned   |   |
|             | Motion:<br>Vote:  | This matter has been adjourned at the request of an innext available hearing.   | nterested party and will be rescheduled for the       |
|             |   |   |   |

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type                | <u>Description</u>   | Premises Address/Ald. Dist.   |
|---------------------------|---------------------------------------|--|---|
| 24                        | BZZA-15-0034166-H<br>Special Use      | Redeeming Faith Ministries,<br>Lessee  | 6729 W Capitol Dr<br>Ald. District 10   |
|                           |                                       | Request to occupy a portion of the premises as a rel   | ligious assembly hall   |
|                           | Action:                               | Granted  |   |
|                           | Motion:                               | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.  |   |
|                           | Vote:                                 | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.  |   |
|                           | Conditions of Approval:               | 1. That the building and premises shall, in all other respect<br>regulations.  | ts, comply with applicable building and zoning code   |
|                           |                                       | 2. That any permits required to execute the approved plan  | s be obtained within one (1) year of the date hereof.   |
|                           |                                       | 3. That the Plan of Operation and all plans as submitted to  | the Board, be fully complied with and maintained.   |
|                           |                                       | 4. That the applicant has no outdoor banners or other adversaccording to the requirements of a sign permit.  | ertising except signage that has been approved and installed  |
|                           |                                       | 5. That no prohibited signage be displayed at the location   | per code section 295-407-9.   |
|                           |                                       | 6. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the pren but not limited to, hiring private personnel if necessary. |   |
|                           |                                       | 7. That the petitioner obtains an occupancy certificate by commercial building code and complies with all zoning cond  | having all required inspections, complies with current State litions and building code requirements prior to occupancy. |
|                           |                                       | 8. That signage must meet the signage standards of s.295-  | 605 of the Milwaukee Zoning Code.   |
|                           |                                       | 9. That this Special Use is granted for a period of three (3)  | ) years, commencing with the date hereof.   |
| 25                        | BZZA-16-00046<br>Dimensional Variance | WRTP/Big Step,<br>Property Owner   | 3841 W WISCONSIN AV<br>Ald. District 10   |
|                           |                                       | Request to erect an off-premise sign that does not n ground or roof signs (required 500 ft. / proposed 12  |   |
|                           | Action:                               | Adjourned  |   |
|                           | Motion:                               | This matter has been adjourned at the request of an  | interested party and will be rescheduled for the  |
|                           | Vote:                                 | next available hearing.  |   |
|                           |                                       |  |   |

Description Item Case No./ Premises Address/Ald. Dist. Case Type BZZA-16-00072 Wyeast Pizza LLC, 5601 W VLIET ST Dimensional Variance Property Owner Ald. District 10 Request to occupy a portion of the premises as a parking lot that does not meet the minimum required landscaping Action: Granted Motion: Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie. Vote: 4 Ayes, 0 Nays, 1 H. Szymanski Abstained. That the building and premises shall, in all other respects, comply with applicable building and zoning code Conditions of Approval: regulations. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof. 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit. That no prohibited signage be displayed at the location per code section 295-407-9. 7. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris. That landscaping and screening in accordance to the plan submitted to the Board on February 26, 2016 is implemented and is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement. That the portion of the driveway approach adjacent to the proposed patio must be closed and restored to City of Milwaukee specifications within one (1) year. Please contact the Development Center Tech Team at 414-286-8208 to apply for a DPW permit to close, partially, the driveway approach. 10. That this Dimensional Variance is granted to run with the land. 27 BZZA-16-00088 Upper Iowa University, 620 S 76TH ST Special Use Lessee Ald. District 10 Request to continue occupying a portion of the premises as a college Action: Granted Motion: Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie. Vote: 4 Ayes, 0 Nays, 1 H. Szymanski Abstained. Conditions of Approval: That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations. 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.

maintained.

Page 16

That the Plan of Operation and all plans as submitted to the Board, be fully complied with and

That the applicant has no outdoor banners or other advertising except signage that has been

That no prohibited signage be displayed at the location per code section 295-407-9.

approved and installed according to the requirements of a sign permit.

| <u>Item</u> | Case No./   | <b>Description</b>  | Premises Address/Ald. Dist.                        |
|-------------|---|---|--|
| <u>No.</u>  | Case Type   |   |  |
| 28          | BZZA-16-00052<br>Special Use  | First Church of Christ, Scientist,<br>Property Owner  | 6611 W OKLAHOMA AV<br>Ald. District 11             |
|             |   | Request to continue occupying the premises as a reli  | gious assembly hall                                |
|             | Action: Granted   |   | ,  |
|             | Motion:   | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.   |  |
|             | Vote:   | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |  |
|             | Conditions of Approval:  1. That the building and premises shall, in all other respects, comply with applicable building regulations. |   | s, comply with applicable building and zoning code |
|             |   | 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.  |  |
|             |   | 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.   |  |
|             |   | 4. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.   |  |
|             |   | 5. That no prohibited signage be displayed at the location per code section 295-407-9.  |  |
|             |   | 6. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the pr<br>but not limited to, hiring private personnel if necessary. |  |
|             |   | 7. That signage must meet the signage standards of s.295-6  | 05 of the Milwaukee Zoning Code.                   |
|             |   | 8. That this Special Use is granted for a period of fifteen (1.   | 5) years, commencing with the date hereof.         |
| 29          | BZZA-16-00053<br>Use Variance   | MG Multiservicios Milwaukee Corp.,<br>Lessee  | 925 S CESAR E CHAVEZ DR<br>Ald. District 12        |
|             |   | Request to occupy a portion of the premises as a currency exchange  |  |
|             | Action:   | Granted   |  |
|             | Motion:   | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie.   |  |
|             | Vote:   | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |  |
|             | Conditions of Approval:   | 1. That the building and premises shall, in all other respects, comply with applicable building regulations.  |  |
|             |   | 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.  |  |
|             |   | 2. That the Dian of Operation and all plans as submitted to the Board he fully complied with and maintained   |  |

- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- That no prohibited signage be displayed at the location per code section 295-407-9.
- 6. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code. 7.
- That the storefront windows remain as transparent glass per s295-605-2-i-3-c of the Milwaukee Code of Ordinances and are maintained in an attractive manner.
- That this Use Variance is granted for a period of three (3) years, commencing with the date hereof.

| Case No./ Case Type          | <u>Description</u>  | Premises Address/Ald. Dist.                                |
|------------------------------|---|--|
| BZZA-16-00066<br>Special Use | MD Property Management,<br>Property Owner                           | 1325 S 15TH PL<br>Ald. District 12                         |
|                              | Request to continue occupying the premise                           | es as a principal use parking lot                          |
| Action:                      | Granted   |  |
| Motion:                      | Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie. |  |
| Vote:                        | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.                           |  |
| Conditions of Approval:      | 1. That the building and premises shall, zoning code regulations.   | in all other respects, comply with applicable building and |
|                              | 2. That any permits required to execute t date hereof.              | he approved plans be obtained within one (1) year of the   |

<u>Item</u> <u>No.</u> 30

- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 5. That no prohibited signage be displayed at the location per code section 295-407-9.
- 6. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris.
- 7. That landscaping and screening is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement.
- 8. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

| No. | Case Type                    |   |   |
|-----|------------------------------|---|---|
| 31  | BZZA-16-00067<br>Special Use | Vine Property LLC,<br>Property Owner                | 1538 W NATIONAL AV<br>Ald. District 12              |
|     |                              | Request to continue occupying the premises as a mot | for vehicle sales and repair facility and body shop |
|     | Action:                      | Granted   |   |
|     | Motion:                      | Eric Lowenberg moved to grant the appeal. Seconde   | d by Jewel Currie.                                  |
|     | Vote:                        | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.           |   |

**Description** 

Conditions of Approval:

1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.

Premises Address/Ald. Dist.

- 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.
- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That no prohibited signage be displayed at the location per code section 295-407-9.
- 7. That all repair work is conducted inside the building.
- 8. That a Recycling, Salvaging, or Towing Premises License must be obtained, City Clerk License Division, by any person, who in the course of normal business activities, generates or removes 25 or more waste tires per calendar year.
- 9. That all motor vehicle body work is performed inside the building with the doors closed. All vehicle painting must comply with requirements chapter 236 of the Milwaukee Code of Ordinances and no painting may be performed until a spray booth is installed under permit, inspected and approved.
- 10. That signage must meet the signage standards of s.295-805 of the Milwaukee Zoning Code.
- 11. That landscaping and screening is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement.
- 12. That no work on or storage of vehicles occurs in the public right-of-way.
- 13. That no sales vehicles are displayed in the public right-of-way.
- 14. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

Case No./ Description Premises Address/Ald. Dist. Item Case Type BZZA-16-00077 The Universal Church, 1215 S CESAR E CHAVEZ DR Special Use Lessee Ald. District 12 Request to occupy the premises as a religious assembly hall Action: Granted Motion: Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie. Vote: 4 Ayes, 0 Nays, 1 H. Szymanski Abstained. That the building and premises shall, in all other respects, comply with applicable building and zoning code 1. Conditions of Approval: regulations. 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof. 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained. 4. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit. That no prohibited signage be displayed at the location per code section 295-407-9. 6. 7. That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code. That the storefront windows remain as transparent glass in accordance with the glazing standards of s295-605-2-i-3 of the Milwaukee Code of Ordinances and are maintained in an attractive manner. That this Special Use is granted for a period of three (3) years, commencing with the date hereof. BZZA-16-00078 33 Anthony Lacroix, 620 S 6TH ST Special Use Property Owner Ald. District 12 Request to continue occupying the premises as a motor vehicle sales facility Action: Granted Motion: Eric Lowenberg moved to grant the appeal. Seconded by Jewel Currie. Vote: 4 Ayes, 0 Nays, 1 H. Szymanski Abstained. That the building and premises shall, in all other respects, comply with applicable building and zoning code Conditions of Approval: regulations. 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.

plant replacement.

7. That landscaping and screening is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and

8. That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.

That no prohibited signage be displayed at the location per code section 295-407-9.

- 9. That no sales vehicles are displayed in the public right-of-way.
- 10. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Item</u><br>No. | Case No./ Case Type           | <u>Description</u>  | Premises Address/Ald. Dist.                                      |
|--------------------|-------------------------------|---|--|
| 34                 | BZZA-16-00103<br>Use Variance | Elizabeth Cruz,<br>Lessee   | 1235 S CESAR E CHAVEZ DR<br>Ald. District 12                     |
|                    |                               | Request to occupy a portion of the premises as a cur  | rrency exchange, payday loan, or title loan agency               |
|                    | Action:                       | Granted   |  |
|                    | Motion:                       | Eric Lowenberg moved to grant the appeal. Second  | ed by Jewel Currie.  |
|                    | Vote:                         | 4 Ayes, 0 Nays, 1 H. Szymanski Abstained.   |  |
|                    | Conditions of Approval:       | <ol> <li>That the building and premises shall, in all other respect<br/>regulations.</li> </ol>   | ts, comply with applicable building and zoning code              |
|                    |                               | 2. That any permits required to execute the approved plan   | s be obtained within one (1) year of the date hereof.            |
|                    |                               | 3. That the Plan of Operation and all plans as submitted to   | the Board, be fully complied with and maintained.                |
|                    |                               | 4. That the petitioner take all measures necessary to control but not limited to, hiring private personnel if necessary.  | ol litter, loitering, and loud noise on the premises, including, |
|                    |                               | 5. That the applicant has no outdoor banners or other adversaccording to the requirements of a sign permit.   | ertising except signage that has been approved and installed     |
|                    |                               | <ul> <li>6. That no prohibited signage be displayed at the location per code section 295-407-9.</li> <li>7. That all areas used for parking follow the standards set in 295-403-3-b of the Milwaukee Code of Ordinances.</li> </ul> |  |
|                    |                               |   |  |
|                    |                               | 8. That the storefront windows remain as transparent glass and are maintained in an attractive manner.  | per s295-605-2-i-3-c of the Milwaukee Code of Ordinances         |
|                    |                               | 9. That signage must meet the signage standards of s.295-   | 605 of the Milwaukee Zoning Code.                                |
|                    |                               | 10. That this Use Variance is granted for a period of three (   | 3) years, commencing with the date hereof.                       |
| 35                 | BZZA-16-00121<br>Special Use  | Advances Waste Services,<br>Lessee  | 4212 W HIGHLAND BL<br>Ald. District 15                           |
|                    |                               | Request for rehearing of case #34105  |  |
|                    | Action:                       | Granted   |  |
|                    | Motion:                       | Henry Szymanski moved to grant the rehearing req  | uest. Seconded by Jennifer Current.                              |
|                    | Vote:                         | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.   |  |
|                    | Conditions of Approval:       |   |  |

| <u>Case No./</u><br><u>Case Type</u> | <u>Description</u>   | Premises Address/Ald. Dist.                             |
|--------------------------------------|--|---|
| BZZA-15-0034151-H<br>Special Use     | Four Keys, LLC d/b/a Rosen Nissan,<br>Lessee                           | 5572 S 27th St<br>Ald. District 13                      |
| Action:                              | Request to add outdoor motor vehicle storage<br>Granted                | e to the Board approved motor vehicle sales facility    |
| Motion:                              | Henry Szymanski moved to grant the appeal.                             | Seconded by Eric Lowenberg.                             |
| Vote:                                | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.                                  |   |
| Conditions of Approval:              | 1. That the building and premises shall, in a zoning code regulations. | all other respects, comply with applicable building and |

<u>Item</u> <u>No.</u> 36

2. That the permits required to execute the approved outdoor storage facility be obtained within one (1) year of the date hereof.

- 3. That any permits required to execute the approved motor vehicle sales facility plans be obtained within two (2) years of the date hereof.
- 4. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That the petitioner obtains an occupancy certificate by having all required inspections, complies with current State commercial building code and complies with all zoning conditions and building code requirements prior to occupancy.
- 7. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris.
- 8. That no prohibited signage be displayed at the location per code section 295-407-9.
- 9. That site illumination must meet the lighting standards of s.295-409 of the Milwaukee Zoning Code.
- 10. That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.
- 11. That landscaping and screening is maintained in accordance with the landscape plan submitted to the Board of Zoning Appeals on August 20, 2012 and in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement.
- 12. That no sales vehicles are displayed in the public right-of-way.
- 13. That this Special Use is granted for a period of time commencing with the date hereof, and expiring on March 18, 2024.

| <u>Item</u><br><u>No.</u> | Case No./ Case Type                   | <u>Description</u>   | Premises Address/Ald. Dist.                     |
|---------------------------|---------------------------------------|--|---|
| 37                        | BZZA-16-00062<br>Dimensional Variance | Jeanette Barquet,<br>Property Owner  | 1202 W OKLAHOMA AV<br>Ald. District 14          |
|                           |                                       | Request to allow window signs that cover more than the allowed area (Allowed 25% / Proposed 100%)                            |   |
|                           | Action:                               | Granted  |   |
|                           | Motion:                               | Henry Szymanski moved to grant the appeal. Seconded by Jewel Currie.   |   |
|                           | Vote:                                 | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.  |   |
|                           | Conditions of Approval:               | 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations. |   |
|                           |                                       | 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.               |   |
|                           |                                       | 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.                |   |
|                           |                                       | 4. That the petitioner come into compliance with code requirements for window coverage along the Oklahoma Avenue frontage.   |   |
|                           |                                       | 5. That the Variance for signage along the 12th Str  | reet frontage is approved to run with the land. |
| 38                        | BZZA-16-00063<br>Dimensional Variance | Jeanette Barquet,<br>Property Owner  | 3001 S 13TH ST<br>Ald. District 14              |
|                           |                                       | Request to allow window signs that cover more than 100%)   | the allowed area (Allowed 25% / Proposed        |
|                           | Action:                               | Granted  |   |
|                           | Motion:                               | Jewel Currie moved to grant the appeal. Seconded by  | y Eric Lowenberg.                               |
|                           | Vote:                                 | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.  |   |
|                           | Conditions of Approval:               | 1. That the building and premises shall, in all other respects, comply with applicable burzoning code regulations.           |   |
|                           |                                       | 2. That any permits required to execute the approved the hereof.   | ed plans be obtained within one (1) year of the |
|                           |                                       | 3. That the Plan of Operation and all plans as submaintained.  | nitted to the Board, be fully complied with and |
|                           |                                       | 4. That the petitioner come into compliance with compliance with South 13th Street frontage.                                 | ode requirements for window coverage along the  |

5. That the signage along Manitoba Avenue is granted to run with the land.

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type           | <u>Description</u>  | Premises Address/Ald. Dist.          |
|---------------------------|----------------------------------|---|--------------------------------------|
| 39                        | BZZA-15-0034095-H<br>Special Use | Natasha Ragsdale,<br>Lessee   | 4701 W Lisbon Av<br>Ald. District 15 |
|                           |                                  | Request to occupy a portion of the premises as a day years of age, operating Monday - Friday 6:00 a.m |                                      |
|                           | Action:                          | Adjourned   |                                      |
|                           | Motion:                          | Henry Szymanski moved to adjourn the appeal. Second   | onded by Jennifer Current.           |
|                           | Vote:                            | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.   |                                      |
|                           | Conditions of Approval:          |   |                                      |

| <u>em</u><br>0. | Case No./<br>Case Type            | <u>Description</u>   | Premises Address/Ald. Dist.                 |
|-----------------|-----------------------------------|--|---|
| )               | BZZA-15-0033764-H<br>Use Variance | Kerry's Cycle LLC Andy Song,<br>Lessee   | 926 N 37th St<br>Ald. District 15           |
|                 |                                   | Request to occupy the premises as an outdoor storage   | e facility and to allow a barbed-wire fence |
|                 | Action:                           | Granted  |   |
|                 | Motion:                           | Henry Szymanski moved to grant the request for outdoor storage. Seconded by Jewel Currie. Henry Szymanski moved to deny the request for a barbed-wire fence. Seconded by Eric Lowenberg. |   |
|                 | Vote:                             |  | , c   |

- 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.
- 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.
- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That no prohibited signage be displayed at the location per code section 295-407-9.
- 7. That all areas used for parking follow the standards set in 295-403-3-b of the Milwaukee Code of Ordinances.
- 8. That no outdoor salvage take place at this location without obtaining the proper permits. An outdoor salvage operation in a (RT4) Residential District is not a permitted use and requires a variance, which will require approval from the Board of Zoning Appeals.
- 9. That no automobiles be used as animal shelters.
- 10. That no trailer, mobile home, motor vehicle, wagon or a portable building be used in place of a permanent building with a foundation for any business, religious, educational, restaurant, commissary, shop, storage, office, laboratory, merchandise display or other similar occupancy.
- 11. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 12. That the petitioner obtains an occupancy certificate by having all required inspections, complies with current State commercial building code and complies with all zoning conditions and building code requirements prior to occupancy.
- 13. That the activities performed on the property are not detrimental to the surrounding properties and neighborhood. Activities performed are related to the operation of the business and do not generate noise, dust, or debris.
- 14. That only operable vehicles be stored at this location.
- 15. That the mesh screening attached to the chain link fence is maintained.
- 16. That the Use Variance request for the barbed-wire fence is denied.
- 17. That the Use Variance request for outdoor storage is granted for a period of three (3) years, commencing with the date hereof.

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type           | <u>Description</u>                         | Premises Address/Ald. Dist.          |
|---------------------------|----------------------------------|--|--------------------------------------|
| 41                        | BZZA-15-0034096-H<br>Special Use | Zollie Sanford,<br>Lessee                  | 3101 W Cameron Av<br>Ald. District 1 |
|                           |                                  | Request to occupy the premises as a car wa | ash                                  |
|                           | Action:                          | Adjourned                                  |                                      |
|                           | Motion:                          | Henry Szymanski moved to grant the appe    | al. Seconded by Jennifer Current.    |
|                           | Vote:                            | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.      |                                      |
|                           | Canditions of Ammoval            |  |                                      |

| <u>Item</u><br>No. | Case No./ Case Type              | <u>Description</u>  | Premises Address/Ald. Dist.           |
|--------------------|----------------------------------|---|---------------------------------------|
| 42                 | BZZA-15-0034115-H<br>Special Use | Eric Broxton,<br>Lessee   | 4957 N Teutonia Av<br>Ald. District 1 |
|                    |                                  | Request to occupy the premises as a motor vehicle repair facility |                                       |
|                    | Action:                          | Granted   |                                       |

4 Ayes, 0 Nays, 1 C. Doyle Abstained.

Conditions of Approval:

Motion:

Vote:

1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.

Jewel Currie moved to grant the appeal. Seconded by Henry Szymanski.

- 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.
- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That all repair work is conducted inside the building.
- 7. That a Recycling, Salvaging, or Towing Premises License must be obtained by any person, who in the course of normal business activities, generates or removes 25 or more waste tires per calendar year.
- 8. That no prohibited signage be displayed at the location per code section 295-407-9.
- 9. That the petitioner obtains an occupancy certificate by having all required inspections, complies with current State commercial building code and complies with all zoning conditions and building code requirements prior to occupancy.
- 10. That all areas used for parking follow the standards set in 295-403-3-b of the Milwaukee Code of Ordinances.
- 11. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 12. That the landscape and screening plan submitted to the Board of Zoning Appeals on November 18, 2015 is revised to meet the intent of city code section 295-405. The revised plan must be submitted to the Board of Zoning Appeals and approved by the Zoning Administration Group prior to the issuance of any permits. Specifically the revised landscape plan should include trees.
- 13. That landscaping and screening in accordance with an approved landscape plan is implemented within 90 days of occupancy and is maintained in accordance with s295-405-1-c-9 of the Milwaukee Zoning Code. Specifically that all plant material shall be maintained on an on-going basis, including seasonal tree and plant replacement.
- 14. That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.
- 15. That a Department of Public Works (DPW) permit is obtained for any work in the public right-of-way, including, but not limited to, the planting of trees, shrubs and other plant materials. The DPW permit must be obtained prior to the start of any work in the public right-of-way. Please contact Ms. Dawn Schmidt at 414-286-2454 with questions regarding this matter.
- 16. That no work on or storage of vehicles occurs in the public right-of-way.
- 17. That this Special Use is granted for a period of five (5) years, commencing with the date hereof.

| <u>Item</u><br><u>No.</u> | Case No./ Case Type           | <u>Description</u>   | Premises Address/Ald. Dist.                      |
|---------------------------|-------------------------------|--|--|
| 43                        | BZZA-16-00065<br>Special Use  | Grateful Girls, Inc.,<br>Lessee  | 5026 N 19TH PL<br>Ald. District 1                |
|                           |                               | Request to occupy the premises as a group home for   | 8 occupants                                      |
|                           | Action:                       | Adjourned  |  |
|                           | Motion:                       | This matter has been adjourned at the request of the   | Alderman of the District and will be rescheduled |
|                           | Vote:                         | for the next available hearing.  |  |
|                           | Conditions of Approval:       |  |  |
| 44                        | BZZA-16-00092<br>Use Variance | Vikramjit Dhillon,<br>Lessee   | 931 E OGDEN AV<br>Ald. District 4                |
|                           |                               | Request to occupy a portion of the premises as an an   | imal clinic                                      |
|                           | Action:                       | Granted  |  |
|                           | Motion:                       | Henry Szymanski moved to grant the appeal. Second  | led by Jennifer Current.                         |
|                           | Vote:                         | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.  |  |
|                           | Conditions of Approval:       | 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations. |  |
|                           |                               | 2. That any permits required to execute the approved the hereof.   | ed plans be obtained within one (1) year of the  |
|                           |                               | 3. That the Plan of Operation and all plans as subn  | nitted to the Board, be fully complied with and  |

- 4. That the petitioner obtains an occupancy certificate by having all required inspections, complies with current State commercial building code and complies with all zoning conditions and building code requirements prior to occupancy.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That the facility not be open on Sundays.

maintained.

- 7. That the applicant submit a contact name and number that can be directly reached 24 hours a day and 7 days a week to all interested parties, including but not limited to, the Alderman of the District, the Board of Zoning Appeals, and the Department of Neighborhood Services.
- 8. That this Use Variance is granted for a period of five (5) years, commencing with the date hereof.

| Case No./ Case Type          | <u>Description</u>   | Premises Address/Ald. Dist.                     |
|------------------------------|--|---|
| BZZA-16-00039<br>Special Use | Tamira Collins,<br>Lessee  | 531 E BURLEIGH ST<br>Ald. District 6            |
|                              | Request to increase the number of children from 82 increase the hours of operation from Monday - Satur 5:00 a.m midnight and to continue occupying the p | day 5:30 a.m midnight to Monday - Sunday        |
| Action:                      | Granted  |   |
| Motion:                      | Jewel Currie moved to grant the appeal. Seconded b   | y Henry Szymanski.                              |
| Vote:                        | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.  |   |
| Conditions of Approval:      | 1. That the building and premises shall, in all other  | r respects, comply with applicable building and |

Item

- d zoning code regulations.
- That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.
- That the Plan of Operation and all plans as submitted to the Board, be fully complied with and 3. maintained.
- That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- That no prohibited signage be displayed at the location per code section 295-407-9.
- That the petitioner obtains a new occupancy certificate to account for the increased number of children by having all required inspections, complies with current State commercial building code for institutional occupancies and complies with all zoning conditions and building code requirements prior to occupancy.
- 7. That the facility does not exceed the capacity established by the State Department of Children and Families.
- That signage must meet the signage standards of s.295-605 of the Milwaukee Zoning Code.
- That the outdoor play area is not utilized before 9:00 A.M. or after 8:00 P.M.
- 10. That the petitioner submit a copy of the State of Wisconsin day care license to the Board of Zoning Appeals within 60 days of State issuance of the license.
- 11. That a contact name and phone number be provided to the Board office within 60 days of the issuance of this written decision. The phone number must be available 24 hours a day.
- 12. That the storefront windows remain as transparent glass per s295-605-2-i-3-c of the Milwaukee Code of Ordinances and are maintained in an attractive manner.
- 13. That the applicant maintain the loading zone on East Burleigh Street. Please contact Mr. Joe Halvorson at 414-286-8677 to renew the loading zone, as necessary.
- 14. That a Special Privilege be obtained from the City of Milwaukee Common Council to allow the ramp and platform to occupy the public right-of-way. The Special Privilege application must be submitted within thirty (30) days. Please contact Ms. Dawn Schmidt to obtain a Special Privilege Application Form or with questions at 414-286-2454.
- 15. That this Special Use is granted for a period of time commencing with the date hereof, and expiring on October 14, 2019.

| <u>Item</u><br><u>No.</u> | Case No./ Case Type               | <b>Description</b>   | Premises Address/Ald. Dist.   |
|---------------------------|-----------------------------------|--|---|
| 46                        | BZZA-16-00073<br>Use Variance     | All Faith Solid Foundation Institution,<br>Lessee  | 4127 N RICHARDS ST<br>Ald. District 6   |
|                           |                                   | Request to occupy the premises as a religious assembly hall  |   |
|                           | Action:                           | Granted  |   |
|                           | Motion:                           | Henry Szymanski moved to grant the appeal. Second  | ded by Jewel Currie.  |
|                           | Vote:                             | <ol> <li>4 Ayes, 0 Nays, 1 C. Doyle Abstained.</li> <li>That the building and premises shall, in all other respects, comply with applicable building and zoning or regulations.</li> </ol>   |   |
|                           | Conditions of Approval:           |  |   |
|                           |                                   | 2. That any permits required to execute the approved pl  | ans be obtained within one (1) year of the date hereof.   |
|                           |                                   | 3. That the Plan of Operation and all plans as submitted   | to the Board, be fully complied with and maintained.  |
|                           |                                   | 4. That the petitioner obtains an occupancy certificate by State commercial building code and complies with all zoni occupancy.  | y having all required inspections, complies with current ing conditions and building code requirements prior to |
|                           |                                   | 5. That the applicant has no outdoor banners or other advertising except signage that has been installed according to the requirements of a sign permit.   |   |
|                           |                                   | 6. That no prohibited signage be displayed at the location   | on per code section 295-407-9.  |
|                           |                                   | 7. That the petitioner take all measures necessary to conincluding, but not limited to, hiring private personnel if ne   |   |
|                           |                                   | <ul><li>8. That all areas used for parking follow the standards set in 295-403-3-b of the Milwaukee Code of Ordinances.</li><li>9. That this Use Variance is granted for a period of three (3) years, commencing with the date hereof.</li></ul> |   |
|                           |                                   |  |   |
| 47                        | BZZA-15-0033779-H<br>Use Variance | Unity Missionary Baptist Church Nathaniel<br>Johnson,<br>Property Owner  | 3257 N 39th St<br>Ald. District 7   |
|                           |                                   | Request to continue occupying the premises as a prin   | ncipal use parking lot  |
|                           | Action:                           | Adjourned  |   |
|                           | Motion:                           | Eric Lowenberg moved to adjourn the appeal. Secon  | nded by Henry Szymanski.  |
|                           | Vote:                             | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.  |   |
|                           | Conditions of Approval:           |  |   |
| 48                        | BZZA-16-00012<br>Special Use      | Hassan Saleh,<br>Lessee  | 2007 W NATIONAL AV<br>Ald. District 8   |
|                           |                                   | Request to continue occupying the premises as a mo   | tor vehicle sales and repair facility   |
|                           | Action:                           | Adjourned  |   |
|                           | Motion:                           | This matter has been adjourned at the request of staf hearing.   | f and will be rescheduled for the next available  |
|                           | Vote:                             |  |   |

| Case No./ Case Type           | <b>Description</b>   | Premises Address/Ald. Dist.   |
|-------------------------------|--|---|
| BZZA-16-00014<br>Use Variance | TransCenter for Youth, Inc.,<br>Property Owner   | 3628 W PIERCE ST<br>Ald. District 8   |
|                               | Request to increase the number of children from 8:00 a.m 4:00 p.m. Monday - Friday to 8:00 a Board-approved secondary school | n 100 to 120 and increase the hours of operation from a.m 8:00 p.m. Monday - Sunday for the |
| Action:                       | Granted  |   |
| Motion:                       | Jewel Currie moved to grant the appeal. Second   | ded by Henry Szymanski.   |
| Vote:                         | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.  |   |
| Conditions of Approval:       | 1. That the building and premises shall, in all zoning code regulations.   | other respects, comply with applicable building and   |

date hereof.

maintained.

<u>Item</u> No.

3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and

That any permits required to execute the approved plans be obtained within one (1) year of the

- 4. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 5. That no prohibited signage be displayed at the location per code section 295-407-9.
- 6. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 7. That signage must meet the signage standards of s.295-805 of the Milwaukee Zoning Code for IM districts.
- 8. That the applicant obtain off-street parking for its employees. The applicant must provide proof of off-street parking to the Board of Zoning Appeals Office within six months.
- 9. That warning, parking and other regulatory signage associated with traffic control in school zones be installed as required. Contact Mr. Joe Halvorson at 414-286-8677 to make arrangements for the design and installation of the required signage.
- 10. That this Use Variance is granted for a period of time commencing with the date hereof, and expiring on May 13, 2029.

| <u>Item</u><br><u>No.</u>  | Case No./ Case Type                   | <u>Description</u>   | Premises Address/Ald. Dist.                             |  |
|--|---------------------------------------|--|---|--|
| 50   | BZZA-16-00071<br>Dimensional Variance | John Amato Hyundai,<br>Lessee  | 8301 N 76TH ST<br>Ald. District 9                       |  |
|  |                                       | Request to erect a sign that exceeds the maximum al in.)   | lowed height (allowed 14 ft. / proposed 29 ft. 10       |  |
|  | Action:                               | Granted  |   |  |
|  | Motion:                               | Jennifer Current moved to grant the appeal. Seconded by Eric Lowenberg.  4 Ayes, 0 Nays, 1 C. Doyle Abstained.               |   |  |
|  | Vote:                                 |  |   |  |
|  | Conditions of Approval:               | 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations. |   |  |
|  |                                       | 2. That any permits required to execute the approved plans be obtained within one (1) year of thereof.                       |   |  |
|  |                                       | 3. That the Plan of Operation and all plans as submitt maintained.   | ted to the Board, be fully complied with and            |  |
|  |                                       | 4. That the applicant has no outdoor banners or other and installed according to the requirements of a sign pe               | advertising except signage that has been approved rmit. |  |
|  |                                       | 5. That this Dimensional Variance is granted to run v  | with the land.  |  |
| 51   | BZZA-16-00097<br>Use Variance         | Spirit of Peace Lutheran Church,<br>Property Owner   | 5505 W LLOYD ST<br>Ald. District 10                     |  |
|  |                                       | Request to occupy a portion of the premises as a dor   | mitory  |  |
|  | Action:                               | Granted  |   |  |
|  | Motion:                               | Henry Szymanski moved to grant the appeal. Second  | ded by Eric Lowenberg.                                  |  |
|  | Vote:                                 | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.  |   |  |
| Conditions of Approval:  1. That the building and premises shall, in all other respects, comply w zoning code regulations. |                                       | r respects, comply with applicable building and  |   |  |
|  |                                       | 2. That any permits required to execute the approved the hereof.   | red plans be obtained within one (1) year of the        |  |

- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 5. That no prohibited signage be displayed at the location per code section 295-407-9.
- 6. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 7. That the applicant submit a contact name and number that can be directly reached 24 hours a day and 7 days a week to all interested parties, including but not limited to, the Alderman of the District, the Board of Zoning Appeals, and the Department of Neighborhood Services.
- 8. That this Use Variance is granted for a period of three (3) years, commencing with the date hereof.

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type           | <u>Description</u>   | Premises Address/Ald. Dist.                          |
|---------------------------|----------------------------------|--|--|
| 52                        | BZZA-16-0034289-H<br>Special Use | Matt Talbot Recovery Services, Inc. Freddie Smith, Lessee        | 2462 S 12th St<br>Ald. District 12                   |
|                           |                                  | Request to continue occupying the premises as a tranew operator) | nsitional living facility for 4 occupants (this is a |
|                           | Action:                          | Adjourned  |  |
|                           | Motion:                          | Jewel Currie moved to grant the appeal. Seconded by              | y Henry Szymanski.                                   |
|                           | Vote:                            | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.                            |  |
|                           | Conditions of Approval           |  |  |

| Case No./ Case Type           | <u>Description</u>                        | Premises Address/Ald. Dist.                 |
|-------------------------------|---|---|
| BZZA-16-00011<br>Use Variance | Hassan Saleh,<br>Lessee                   | 1919 S 13TH ST<br>Ald. District 12          |
| Action:                       | Request to continue occupying the Granted | premises as a motor vehicle repair facility |
| Motion:                       | Jewel Currie moved to grant the ap        | ppeal. Seconded by Eric Lowenberg.          |
| Vote:                         | 4 Ayes, 0 Nays, 1 C. Doyle Abstai         | ined.                                       |

Item

53

- 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.
- 2. That any permits required to execute the approved plans be obtained within one (1) year of the date hereof.
- 3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.
- 4. That the applicant has no outdoor storage of auto parts, tires, nuisance vehicles or other junk and debris.
- 5. That the applicant has no outdoor banners or other advertising except signage that has been approved and installed according to the requirements of a sign permit.
- 6. That no prohibited signage be displayed at the location per code section 295-407-9.
- 7. That a Recycling, Salvaging, or Towing Premises License must be obtained, City Clerk License Division, by any person, who in the course of normal business activities, generates or removes 25 or more waste tires per calendar year.
- 8. That all repairs, installations and testing of equipment are conducted inside the building with the door closed.
- 9. That all areas used for parking follow the standards set in 295-403-3-b of the Milwaukee Code of Ordinances.
- 10. That the petitioner take all measures necessary to control litter, loitering, and loud noise on the premises, including, but not limited to, hiring private personnel if necessary.
- 11. That all installation and testing audio equipment and alarm systems must be conducted inside the building with overhead doors closed and at minimum amplification, and that customers are not permitted to test alarms or audio equipment on-site unless the tests are conducted inside the building with the doors closed and at minimum amplification.
- 12. That no work on or storage of vehicles occurs in the public right-of-way.
- 13. That vehicles are not parked on or across the public sidewalk.
- 14. That this Use Variance is granted for a period of ten (10) years, commencing with the date hereof.

| <u>Item</u><br><u>No.</u> | Case No./<br>Case Type            | <u>Description</u>  | Premises Address/Ald. Dist.       |
|---------------------------|-----------------------------------|---|-----------------------------------|
| 54                        | BZZA-15-0034132-H<br>Use Variance | Divine Destiny School LaQuetta Clipps,<br>Lessee  | 5126 N 38th St<br>Ald. District 1 |
|                           |                                   | Request to increase the number of from 150 to 220 elementary school for students K4 - 8th grades, open is a new operator) | 1. 6 1                            |
|                           | Action:                           | Denied  |                                   |
|                           | Motion:                           | Jewel Currie moved to deny the appeal. Seconded b   | y Jennifer Current.               |
|                           | Vote:                             | 4 Ayes, 0 Nays, 1 C. Doyle Abstained.   |                                   |
|                           | Conditions of Approval:           |   |                                   |

## **Other Business:**

Board member Henry Szymanski moved to approve the minutes of the March 10, 2016 meeting. Seconded by Board member Eric Lowenberg. Unanimously approved.

The Board set the next meeting for May 12, 2016.

Board member Henry Szymanski moved to adjourn the meeting at 7:29 p.m. Seconded by Board member Jennifer Current. Unanimously approved.

## **BOARD OF ZONING APPEALS**

| Secretary of the Board |  |  |
|------------------------|--|--|